

## CLASSIFICATION OFFICE DECISION

**Title of publication:** tourvert-08.jpg

**Other known title(s):** Not stated

**OFLC ref:** 1300545.012

**Medium:** Computer Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** The District Court At Timaru

<b>Classification:</b>	Unrestricted.
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 08 July 2013

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** No notice of decision has been issued

### Summary of reasons for decision:

The image on the file shows a semi-nude teenage girl in a playful, smiling pose. The image file has been considered under s3(2)(a) but because the nudity shown is limited and the image does not show sexual conduct, it does not promote or support, or tend to promote the exploitation of young persons for sexual purposes. Nor does it exploit the girl's nudity to any great extent or degree. Other readings that do not involve exploitation are possible: the photographic image could well be a snapshot of a light-hearted moment. In the absence of any information that would supply a clear reading of exploitation, a restricted classification is not justified.

The unrestricted classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.